IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

-

WRIT PETITION NO : 19434 of 2004

Between:

Smt. P. Meharjan Bee, W/o. Abdul Munaf,
R/o. Yerraguntla Village, Servel (M) , Kurnool.

..... PETITIONER

AND

1 The Joint Collector, Kurnool.
2 The Revenue Divisional Officer, Nandyal, Kurnool.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue a Writ, order or direction more particularly one in the nature of writ of mandamus or any other appropriate writ, declaring the action of the 1st respondent in not passing any order on the appeal filed by the petitioner, as illegal and further declare that the proceedings of the 2nd respondent in R.C.E. No.980/2004, dt. 04.10.2004, suspending the authorization of the petitioner of Yerraguntla village, Servel Mandal, Kurnool District, as illegal and arbitrary.

Counsel for the Petitioner: MR.Y.JAYA RAJU

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court at the admission stage made the following:

ORDER:

Against the impugned order, an alternative remedy is available under the Statute by way of appeal to the Joint Collector. Admittedly, the petitioner has already availed the said remedy and the appeal is pending before the first respondent.

In the circumstances, though the learned counsel for the petitioner raised various grounds assailing the validity of the impugned order of suspension pending enquiry, I am not inclined to express any opinion on merits. Instead, I deem it appropriate to dispose of the writ petition with a direction to the first respondent to dispose of the appeal filed by the petitioner against the order of suspension dated 04.10.2004 as expeditiously as possible, preferably within a period of two weeks from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. No costs.

_____

26.10.2004

VGB

To

1 The Joint Collector, Kurnool.
2 The Revenue Divisional Officer, Nandyal, Kurnool.

3 2CCs to the Government Pleader for Civil Supplies, High Court

Buildings, Hyderabad (OUT)

4 2CD copies